

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
May 12, 2014
4:00 P.M.

The Warrick County Commissioners met in regular session with Don Williams, President, Richard Reid, Vice President and Marlin Weisheit, Member.

President Don Williams called the meeting to order.

Auditor Secretary, Angie Leslie, recorded the minutes.

PLEDGE OF ALLEGIANCE

AREA PLAN COMMISSION

REQUEST FOR EXTENSION OF SURETY

River Ridge Subdivision Sec. IVA by Old Hickory Development, Carolyn Foster, President ~ Sidewalk Construction ~ Has had ten years. Requesting a modification from the Subdivision Control Ordinance and a one year extension with a reduction from \$3,924.00 to \$3,708.00. LOC expires June 10, 2014.

Don Williams: Alright, let's start with the Area Plan business, Ms. Rector.

Sherri Rector: Yes, the first two (2) are Request for Extension of Surety, River Ridge Subdivision Section IVA by Old Hickory Development, Carolyn Foster, President. This is for Sidewalk Construction. They have had ten (10) years, they are requesting a modification from the Subdivision Control Ordinance and a one (1) year extension with a reduction from three thousand nine hundred twenty four dollars (\$3,924.00) to three thousand seven hundred eight dollars (\$3,708.00). Letter of Credit expires June 10, 2014. It has been reviewed by the County Engineer.

Don Williams: Okay, Mr. Engineer, input?

Bobby Howard: The dollar amounts are sufficient and I recommend approval.

Don Williams: Okay, any questions from the Board?

Marlin Weisheit: I have none.

Rick Reid: None.

Don Williams: Hearing no questions I entertain a motion.

Marlin Weisheit: I'll make a motion to approve.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

River Ridge Subdivision Sec. IVB by Old Hickory Development, Carolyn Foster, President ~ Street & Sidewalk Construction ~ Has had seven years. Requesting a modification from the Subdivision Control Ordinance and a one year extension with no reduction of \$9,800.00 for streets and a reduction from \$14,004.00 to \$12,072.00 for sidewalks. LOC expires June 10, 2014.

Sherri Rector: The next is River Ridge Subdivision Section IVB by Old Hickory Development, Carolyn Foster, President. This is for Street and Sidewalk Construction. They have had seven (7) years requesting a modification from the Subdivision Control Ordinance and a one (1) year extension with no reduction of ninety eight hundred dollars (\$9,800.00) for the streets. And a reduction from fourteen thousand four dollars (\$14,004.00) to twelve thousand seventy two dollars (\$12,072.00) for the sidewalks. Also reviewed by the County Engineer.

Don Williams: Okay, Mr. Engineer, your input.

Bobby Howard: The dollar amounts again are sufficient. I'd recommend approval.

Don Williams: Entertain a motion.

Rick Reid: So moved.

Marlin Weisheit: Second.

Don Williams: Motion by Commissioner Reid seconded by Commissioner Weisheit. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

REQUEST FOR RELEASE OF SURETY

C-13-049 – by Larry Rose. Commercial driveway ~ Lot 18 Peachwood of Warrick Place IV ~ 7535 Peachwood Drive. \$7,500.00 LOC expires May 18, 2014.

Sherri Rector: The next item is Request for Release of Surety. It is Commercial driveway C-13-049 by Larry Rose, Commercial driveway, Lot 18 Peachwood of Warrick Place IV, 7535 Peachwood Drive. We are holding seventy five hundred dollars (\$7,500.00). It has been signed off, completed by the County Engineer.

Don Williams: Sir, would you like to say anything?

Larry Rose: No.

Don Williams: Okay. Mr. Howard?

Bobby Howard: The driveway was constructed according to the plan and I would recommend Release of the Surety.

Don Williams: Any questions from the Board?

Rick Reid: No.

Marlin Weisheit: No.

Don Williams: Entertain a motion.

Rick Reid: So moved.

Marlin Weisheit: Second.

Don Williams: Okay, I have a motion from Commissioner Reid to approve; Commissioner Weisheit seconded. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Marlin Weisheit: Thanks, Larry.

REZONING PETITION

PC-R-14-02 – Petition of Marcus O. & Janice R. Miller OWNER: Edward A. Campbell to rezone 4.920 acres located on the W side of Julian Dr. 0' SW of the intersection formed by Julian Dr. & S.R 62 from "A" Agriculture to "R-O" Residential Office, Boon Twp, being part of Lot 16 in the Replat of Lots 3-6 & part of Lot 12 in Julian Place as recorded in Plat File 1 Card 157 in the Office of the Warrick Co. Recorder. Recommendation of approval by Plan Commission April 14, 2014.

Sherri Rector: Okay, the next two (2) items are Rezoning Petitions. The first one is PC-R-14-02, Petition of Marcus O. and Janice R. Miller, Owner Edward A. Campbell. To rezoning four point nine two zero (4.920) acres located on the west side of Julian Drive zero (0) feet southwest of the intersection of Julian Drive and State Road 62 from "A" Agricultural to "R-O" Residential Office, Boon Township being a part of Lot 16 in the Replat of Lot 12 in Julian's Place. It is a recommendation of approval of the Planning Commission at their April 14th, 2014 meeting. You were supplied a certified report from our office regarding the rezoning hearing by the planning commission and it's to be a real estate office.

Don Williams: Okay, state your name and who you represent, please.

Janice Miller: Janice Miller and I'm actually representing Judge Campbell today.

Don Williams: Do you have anything you'd like to say, Ma'am?

Janice Miller: No, it's actually going to be real estate and an insurance office. It'll have both of them. We're just relocating from across the street, we have a building there, and we're just moving.

Rick Reid: You're changing one (1) of the roads too aren't you?

Janice Miller: Pardon?

Rick Reid: You're going to change one (1) of the roads into the property too...?

Janice Miller: Yeah, we don't want to enter from 62 because we think that's dangerous to come in there, we want to come in off of Eskew, take the road in from Eskew instead. I mean, we're not going to close the other one because that's a shared driveway but we'd like our customers to use the Eskew entrance.

Don Williams: And you're planning on putting that road in?

Janice Miller: Yes.

Don Williams: Okay. Any discussion? Do you have anything, Mr. Engineer that you want to say?

Bobby Howard: No, I'm assuming you mean it's going to be more like a commercial driveway access from Eskew?

Janice Miller: Yes.

Sherri Rector: Yes.

Janice Miller: And then we'll put a fence behind our building between us and Bernie Myer because his home being residential, we talked to him and said we'd put up a fence there to keep...so that there's not any...it would just help him to have a fence between us.

Bobby Howard: The plat of the original subdivision did it talk about limiting access from anywhere do you know?

Sherri Rector: No, it didn't and they do have access off of there and they did make it a point in part of the record about the fence that she was talking about in the plan commission meeting.

Janice Miller: And we can keep the road off of 62, I just think traffic-wise it would be better...

Marlin Weisheit: It makes sense.

Janice Miller: For the public to come off of Eskew.

Don Williams: Anything else?

Janice Miller: That's it.

Don Williams: Okay, any questions from the Board before we go on? Okay, is there anyone here who would like to speak for or against the rezoning? If you would Sir come up and give your name and address and state your position.

Jerold Gentry: I'm Jerold Gentry and I live at 866 Julian Court Drive. Bernie lives right in back of Ed, I live across from Bernie so what I'd like to say here is I've lived there thirty six (36) years and...you know, it's Julian Place I and Julian Place II, I live in Julian Place II, that is residential property, okay? And I think if we get this in, you know we've had the Industrial Park, which was okay cause it was away but it really increased our traffic. I mean the traffic on Eskew Road is phenomenal and we didn't use to have any traffic on that road hardly at all and then the city came in on the south part of our subdivision where we come off of Eskew they put a sewage pump station right in the front of our subdivision. So we got two (2) strikes. What I'm asking here is that I'd really like for you to turn it down because the acquireance of that much land, if they make Ed's house what they're saying they're going to do with it, okay, that I don't know how much longer it's going to be before they come and ask for businesses to be in here. Cause that's a lot of property, I mean, it's not just one (1) house and a lot, you're talking about a lot of property there and what we have in conjunction with that is that the old Fuquay house, or Camp bought it from Jim Fuquay, which is right across from this, that whole front lawn in there, you know, I think it's just a matter of time before somebody acquires that and then they're going to open that whole thing up to businesses. I think it's really going to jeopardize us as a subdivision to let this happen. And I don't...you know, I don't have any really...I'm not mad or I'm not upset, I'm just saying that, you know, I kind of had this before another place that I lived and the business that moved it just tore us apart, it had parking lights coming into our bedroom, it had music playing all night and I came from that and I've got a cul-de-sac and this subdivision is very quiet, there's nothing around it now that would increase, you know that has any noise at all. So I'd just ask you to take into consideration the house by itself wouldn't probably be too bad but the amount of property that's there, I mean, I'm not a business person but I would say that it's just going to be a matter of time before there's other stuff that would come in there and maybe the whole front.

Don Williams: Now if I understand you right, Bernie's property is right behind Judge Campbell's...?

Jerald Gentry: Yes and mine's right in back of Jim Fuquay's or Campbell's. The two (2) big houses that sits up there on that front part, I live right in back of the other one. Now, we don't have anything up there and I can see through there if there's going to be traffic or whatever cause I've got kind of an angle where Bernie Myers kind of right in back of him so anything that goes on up there, traffic, you know, whatever's going to be there, it's going to affect me. And you can hear noise in there; you can hear other people talking from the other subdivision over there so it's not going to be a quiet residential area anymore. Thank you very much.

Don Williams: Does anyone else have anything they'd like to say for or against? If you would state your name.

Bernie Meyer: My name is Bernie Meyer, I live right behind it and I'm not opposed to it, I understand what Jerold is saying a little bit as far as, you know, if there's going to be other businesses come in there but as far as being right there I would...you know, I'm not opposed to it at all, I think their business hours are...they're not there on the weekends, I mean, they're not there at night so it's just...I don't see it being a huge problem there but I understand what he's saying but I'm not opposed to it.

Rick Reid: I think most of our businesses will be on the highway too, we're not going to be encroaching the subdivisions on that either so I don't think Janice will have live music at the evenings or anything...

Janice Miller: At the present time it's on septic so we couldn't add any other businesses there. Now, I do believe someday, it may not be in our lifetime, but that's all going to go commercial some time, it's too close to town and it's on a major highway but that's not our intention.

Don Williams: Thank you, Ma'am, I appreciate it. Is there anyone else who would like to speak for or against this rezoning? Are there any questions from the Board? Okay, I need an Ordinance number.

Roger Emmons: 2014-14.

Don Williams: That sounds awfully familiar. Please confirm that if you would.

Sherri Rector: 2014-14.

Don Williams: Okay, are there any...if there's no questions from the Board I'll entertain a motion.

Rick Reid: I'll make a motion to approve 2014-14 Ordinance for Rezoning the Property.

Don Williams: PC-R-04-02.

Rick Reid: Yeah, PC-R-14-02.

Marlin Weisheit: I'll second the motion.

Don Williams: I have a motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0). Thank you.

PC-R-14-04 – Petition of Donald & Jackie Miles to rezone 2 acres located on the E side of Folsomville Rd. 0' NE of the intersection formed by Folsomville Rd. (E 400) and Gentry Rd. (N 700), Owen Twp. from "R-3" Resort to "A" Agriculture zoning district. Recommendation of approval by Plan Commission April 14, 2014.

Sherri Rector: The next rezoning petition is PC-R-14-04, Petition of Donald and Jackie Miles to rezone two (2) acres located on the East side of Folsomville Road zero (0) feet north east of the intersection formed by Folsomville Road and Gentry Road in Owen Township from "R-3" Resort to "A" Agriculture zoning district. It was a recommendation of approval by the Plan Commission. They are wanting to divide this for a residential site, it was rezoned to Resort years ago for different types of businesses, residences are no longer allowed in the "R-3" so he's wanting to revert it back to the original zoning.

Don Williams: Anything you'd like to say, Sir?

Donald Miles: No, not really, that's basically what we want to do.

Don Williams: She said it all. Did you state your name for us?

Donald Miles: Donald R. Miles.

Don Williams: Okay, thank you. And you're address please.

Donald Miles: 7022 Folsomville Road, Tennyson, Indiana.

Don Williams: Any questions from the Board?

Marlin Weisheit: I have none.

Don Williams: Is there anyone that would like to speak for or against the rezoning? Hearing none I'll entertain a motion on PC-R-14-04. I would assume that the Ordinance number is 2014-015.

Roger Emmons: No, just 2014-15.

Rick Reid: 15, yeah.

Don Williams: What did I say?

Roger Emmons: 015.

Rick Reid: I'll make that motion to approve Ordinance 2014-15.

Marlin Weisheit: I'll second it.

Don Williams: Okay, motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0). Thank you, Sir.

Sherri Rector: That's all I have, thank you.

ITEMS FOR DISCUSSION

Joyce Fleck, TRI-CAP Executive Director ~ Presentation of Commissioners' Proclamation Proclaiming May 2014 as Community Action Month (Proclamation 2014-___)

Don Williams: Alright, let's go on.

Roger Emmons: Mr. President, Joyce Fleck was unable to attend, something came up so she has sent Ms. Susan Riecker to speak on her behalf we've prepared...we have a colored Proclamation, we have two (2) originals so that the Tri-Cap will have an original and the Board will have an original as well. Do you want to come to the podium, Susan?

Susan Riecker: I won't take much time and I appreciate you allowing me to be here this evening and Joyce is sorry she couldn't be here, she had a family emergency so that's why you get me, Susan Riecker, Director of Administration.

Tri-Cap, the word if you never knew before, stands for a couple of different things. 'Tri' meaning three (3) counties; Dubois, Pike and Warrick are our main three (3) counties. They have full-service offices in all three (3) of those counties. Ours located on State Road 62 down here in Warrick County. And 'Cap' is 'Community Action Program'. In 1964 the Economic Opportunity Act created, a legislation created community action agencies which are private non-profit organizations and thank you for your person that you nominated and put on our...you placed on our Board, Kelly Mitchell, she does a fine job for us and we appreciate that, a fifteen (15) member volunteer Board of Directors. There's over a thousand 'Caps' across the US and twenty three (23) in Indiana of which we are one (1). And what you're getting passed around to you is our annual report from last year. Just wanted to point out a couple of things to you that aren't necessarily listed in there but for Warrick County in particular we served one thousand nine hundred forty two (1,942) clients last year which amounted to nine hundred and two (902) households being served in Warrick County. And eight hundred twenty nine (829) volunteers because what you may or may not know is a lot of our families have to provide some sort of volunteer work as part of the receipt of some of our services and volunteer hours of thirty thousand six hundred thirteen (30,613) hours over the last year so I think that's pretty awesome. And we do a lot of...it's not just a handout, it's really trying to teach and there's that component in it of some, you know, that they have to contribute to. So, with that being said you did mention Roger we have...May is National Community Action Month across the US and we'd like for you to entertain a Proclamation.

Don Williams: We've done this the last two (2) years so we're pretty familiar with your request.

Susan Riecker: Fantastic, thank you.

Don Williams: I read the Proclamation and it looks fine to me, I think we probably need to...do we need to read that into the record, the Proclamation?

Todd Glass: No, not a Proclamation.

Roger Emmons: I would add that it is...it will be Proclamation 2014-02 if you want to just approve it by motion by that number. Basically declares the month of May as Community Action Month.



Proclamation 2014-02

WHEREAS, Community Action Agencies were created when the Economic Opportunity Act of 1964 was signed into law; and

WHEREAS, Community Action Agencies have a 50 year history of promoting self-sufficiency for limited income individuals; and

WHEREAS, **Dubois Pike Warrick Economic Opportunity Committee, Inc. d/b/a TRI-CAP**, our local Community Action Agency, has been improving the lives of local citizens since 1966; and

WHEREAS, Community Action Agencies have made an essential contribution to individuals and families in America by providing them with innovative and cost-effective services; and

WHEREAS, limited income individuals continue to need opportunities to improve their lives and their living conditions, thus ensuring that all citizens are able to live in dignity; and

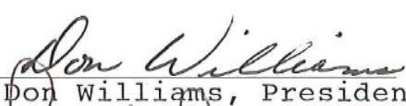
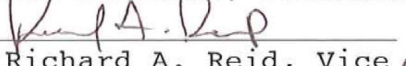
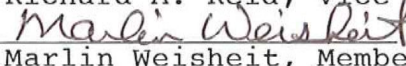
WHEREAS, **Warrick County** and the entire United States must continue to wage war on poverty by providing support and opportunities for all citizens in need of assistance;

NOW, THEREFORE, we do hereby proclaim May 2014 as

COMMUNITY ACTION MONTH

in **Warrick County**, Indiana in recognition of the hard work and dedication of TRI-CAP.

IN TESTIMONY WHEREOF, we have hereunto set our hand and caused to be affixed the Great Seal of **Warrick County** at the County Commissioners Chamber in Boonville, Indiana on this 12th day of May 2014.


Don Williams, President

Richard A. Reid, Vice Pres.

Marlin Weisheit, Member



Susan Riecker: Yes, thank you. Thank you so much, I appreciate it.

Don Williams: You're quite welcome, thank you for input. I entertain a motion.

Marlin Weisheit: I'll make a motion to approve Proclamation 2014-02 as Community Action Month for May.

Rick Reid: Second.

Don Williams: I have a motion by Commissioner Weisheit; a second by Commissioner Reid. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries, thank you. Okay Roger you got the floor.

DEPARTMENTAL REPORTS

COUNTY ADMINISTRATOR

Request for FMLA Leave

Roger Emmons: Thank you, Mr. President. I have for the Board's consideration is a request for FMLA Leave. I sent you an email on May the 7th, you were copied on that email, all of the mandatory paperwork and signatures have been acquired and submitted and I would recommend approval.

Marlin Weisheit: I'll make a motion to approve the request for FMLA Leave.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries.

Roger Emmons: Thank you very much.

Boonville Square Flare ~ Request to Use Courthouse Lawn

Roger Emmons: The next item is a request from Mike Greer on behalf of the Boonville Square Flair Committee. Annual request to use the Courthouse Lawn. This is for Saturday October the 4th from 9:00 AM to 4:00 PM. They do a good job of cleaning up after the event and we will...Mr. Greer said it would be no problem for him to get me their Certificate of Liability Insurance which will name the County as additional insured well before the event. So I have that for your consideration.

Don Williams: Yeah, this is another thing that we've been doing for years so I entertain a motion.

Rick Reid: So moved.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries.

Roger Emmons: Thank you.

New Card Reader System for Judicial center

Roger Emmons: I have a couple of other items if the Commissioners...mainly informational about the Card Reader System.

Don Williams: Yeah, we may need to act on that one as far as I'm concerned.

Managed Antivirus Quotes

Roger Emmons: Okay, the one thing I do need to bring up is the Managed Antivirus that our Computer Resource Manager Mr. Doug Duncan received. There were seven (7) of those quotes he summarized in a May 9th email, I forwarded that to Marlin and Rick. His recommendation is for the CDWG Sophos 3-year quote in the amount of three thousand five hundred twenty nine dollars and nineteen cents (\$3,529.19) as the best quote.

Don Williams: Yeah, it beat the other quotes, I think everybody had a chance to look at them by over three thousand dollars (\$3,000.00) if I remember correctly so...and for three (3) years that's really not a bad deal. Any other comments?

Roger Emmons: No, Sir.

Don Williams: Okay, if you would like to take action I'll entertain a motion.

Marlin Weisheit: I'll make a motion to approve that contract with Sophos for a three (3) year deal for three thousand five hundred twenty nine dollars and nineteen cents (\$3,529.19).

Rick Reid: Second.

Don Williams: Actually that's CDWG, that's the actual company.

Marlin Weisheit: Okay, CDWG, correction.

Roger Emmons: I think the Sophos is the name of the software maybe.

Marlin Weisheit: Okay.

Don Williams: Let me restate that to make sure it's right on record. Mr. Weisheit made a motion to approve the CDWG Sophos software and Commissioner Reid seconded that motion. I have a motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0), thank you.

Roger Emmons: And the other items are informational in nature...

Don Williams: I would like to...have we had a chance to go out and look at any...anything as far as quotes on the new card reader system? I don't think we've done that yet.

Roger Emmons: No, I think Joe was waiting...

Don Williams: Are we looking into it? You're going to do it under your business? Okay.

Roger Emmons: Thank you, Mr. President.

Don Williams: Thank you, Sir.

COUNTY AUDITOR

Don Williams: Does the Auditor have anything today?

Angie Leslie: No.

Don Williams: Okay, nothing from the Auditor...

Roger Emmons: Yes, there is one (1) item.

Angie Leslie: Yes...

Roger Emmons: It is the Annual Report of Congressional Common School and Permanent Endowment Funds, its Form 6 that the State uses. Dixie Dugan, County Auditor has signed this approved by County Treasurer, Pat Brooks. It basically establishes the Congressional Township Fund which the balance has been twenty thousand eight hundred thirty three dollars and three cents (\$20,833.03) for many years now. It takes just a motion to approve and signatures by the Board.

Don Williams: Okay, it's an annual thing. I entertain a motion.

Rick Reid: Motion.

Don Williams: Okay, I have a motion...

Marlin Weisheit: Second.

Don Williams: And a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries three (3), zero (0).

Roger Emmons: Thank you, that's all.

COUNTY PURCHASING

Animal Control's "Animal Exercise Area" Fencing Project Quotes

Brett Woolsey ~ Discuss Donated Materials & Labor for the Animal Control Fence Project

Don Williams: County Purchasing.

Joe Grassman: Joe Grassman, Purchasing Manager, regarding the card swipe systems, yes I've had four (4) vendors here in the Judicial Center looking at what we have now and from the three (3) of those I have received I asked them for just a recommendation proposal what kind of equipment that they would recommend. I'm waiting for the 4th one to give me his recommendation, I'm going to take all of that information and then I'm going to establish the specifications and scope of work and then I'll send that out for bid so that's where we're at right now on that. I have here...I solicited bids for the Animal Control Department for a animal area exercising area...fenced in area and solicited...sent out quotes to six (6) different vendors in the area, received two (2) quotes in return. I'm going to open and read those quotes...they were sealed; I'm going to open and read them for you right now. This one is from Davis Fence Company...

Rick Reid: Where are they from?

Joe Grassman: Davis Fence Company is from Boonville, Indiana. Mr. Davis' bid is thirteen thousand five hundred dollars (\$13,500.00). I have another bid here from Fence Pro's, Incorporated (He said Brother's. in the meeting but called Tuesday, May 13, 2014 to let me know the correct name is Pro's) they are from Cordon, Kentucky.

Roger Emmons: What Brothers? Fence Brothers?

Joe Grassman: Yeah, that's what it says. By the way the other...just so you know, Willis Fence was solicited they're in Newburgh, A to Z Fence in Evansville was solicited, and Griffin Fence in Evansville was solicited. It was kind of a hodge-podge of vendors but two (2) or three (3) of them are from this area. Fence Brothers (Pro's), Incorporated, grand total is nine thousand two hundred fifty one dollars and thirty five cents (\$9,251.35). Should I re-read that? Is Mr. Woolsey here?

Brett Woolsey: Yes.

Don Williams: Yes he is.

Joe Grassman: Mr. Woolsey has come to sort of represent Friends of the Animal Control people and he has been talking to a vendor, come on up, a private vendor that may or may not be donating...

Brett Woolsey: Well, we talked to them and with their commercial grade fence and then the person he had to put it up is not going to be licensed and bonded and stuff that you're going to require to put the fence up. The nine thousand dollar (\$9,000.00) bid is really a pleasant surprise from what I thought it would be. Just to let you guys know my wife has kind of spear-headed a fund to raise money for this fence for Animal Control. We're the guys that are wanting to give the county money so...

Don Williams: And we sat up a fund for you to do that by the way.

Brett Woolsey: Yeah, that was one of my questions to ask, is that a specific account that this money will go in?

Don Williams: And used for Animal Control only.

Brett Woolsey: Used for Animal Control only, thank you very much. Right now she has fifty five hundred dollars (\$5,500.00) in the bank and she has another thousand dollar (\$1,000.00) check that's been pledged here that we've yet to receive. So with that check we'll have the sixty five hundred dollars (\$6,500.00) of the ninety two fifty one (\$9,251.). That's really a pleasant surprise, of that bid amount of ninety two fifty one thirty five (\$9,251.35). One of the things that I wanted to ask the county with it being so close is there a way that we could go ahead and maybe find some other money to get the funds to go ahead and get this project started. With the hot months coming up you've got the animals that are going to be inside a pole barn that it's got very few windows and I don't know if you guys have been in a pole barn in a ninety (90) degree summer but it gets pretty hot in there and animals only got a couple of ways to cool themselves.

Marlin Weisheit: It's badly needed out there, I agree with you there, Mr. Woolsey.

Brett Woolsey: And right now what they're doing is Aaron and his crew have done a great job, they've turned this from a high kill shelter to a low kill shelter by getting the animals adopted. And I think we'd all agree, I looked the other day and sixty two percent (62%) of American households have animals and I more than half of them have more than one (1) animal. So we all like our animals and we want them to be treated humanely and I think that this is a great step for our community to step forward and get something...

Marlin Weisheit: Twenty seven fifty one (\$2,751.00)

Brett Woolsey: We've got the money, fifty five hundred dollars (\$5,500.00) in hand with another thousand dollar (\$1,000.00) check that's coming to us that's already been promised. This started out as a small fundraiser thinking that we just need to raise three or four thousand dollars (\$3,000.00-\$4,000.00) and it went from that too...and I'm really pleasantly surprised because I talked to Mr. Grassman the other day and he said the preliminary bid was fifteen thousand dollars (\$15,000.00) so I think this is a really good bid for us.

Roger Emmons: Were those the only two (2) bids you received?

Joe Grassman: Yeah, that's the only two (2).

Brett Woolsey: Did you go after Mr. Fence? Did you ask them too?

Joe Grassman: That's who the low bidder is.

Rick Reid: That was the low bidder.

Brent Woolsey: I thought it was Fence Brothers (Pro's)?

Joe Grassman: Yeah, I did send Mr. Fence one.

Don Williams: Do you know if he was planning on bidding or not?

Brent Woolsey: I don't know, I had talked to them early on when all this...my wife and I started talking about it a little bit and just got some ideas from him about what would we be looking at and trying to get some numbers and this was before there were drawings made, before, you know, we decided we needed to go with the gage of wire...the nine (9) gage wire and the heavier corner posts and all the stuff that requires for a nice, permanent fence structure. We don't want to go in and put a residential type fence and then have to do it again five (5) years from now.

Don Williams: And you're sure of the sixty five hundred (\$6,500.00)?

Brent Woolsey: If that lady doesn't write the check for the other thousand (\$1,000.00), I will.

Don Williams: Well, why don't you both...

Unknown Speaker: I just received the thousand dollar (\$1,000.00) check and gave it to...

Chris Woolsey: That's the one that we were expecting though, I told you about.

Brett Woolsey: Okay, she was the one?

Chris Woolsey: Yeah.

Brett Woolsey: Okay, perfect, so we've got the sixty five hundred (\$6,500.00).

Roger Emmons: And there may be some more checks yet to come in.

Brett Woolsey: And there might be some more. We're planning on doing a fundraiser at the end...probably in...we wanted to do it early but with school getting out and everything going on, we're probably going to do it in September when school starts back and people are done with their vacations and stuff and we're going to do a fundraiser out at Scales Lake, I've already asked the Parks Board to let me have the Pavilion out there free of charge. I've got a local restaurant, Yesterdaze, has agreed to cater the dinner for us and we're going to have a dinner, dance and auction. And I'm going to get local businesses to donate auction items or gift cards or whatever and we're going to have a...I even got good band I heard that might be able to get up there that night so...

Don Williams: Surely you're not talking about...

Brett Woolsey: Yeah, surely, but anyway we want that money to go...if we get the fence done we want that money maybe to go for spay and neuter program that we can make sure that these animals are taken care of properly.

Don Williams: Do you think there will be anymore at all that comes in for the fence?

Brett Woolsey: I mean...we've...my wife has just done a tremendous job...she's...most of this has been done on Facebook, if you haven't seen the little video that my daughter actually put together on Facebook it's pretty cool that she's able to do that and she's...that's where more of the funds have come from, by word of mouth, by Facebook, by just a community reach out...

Roger Emmons: Chris is being real bashful back there, wave to us Chris so they know who you are.

Marlin Weisheit: I want to personally thank Chris for her efforts here and not only on this project but many projects before this helping with Animal Control; she deserves a lot of credit.

Chris Woolsey: I didn't want to leave out, Loge School just gave us five hundred dollars (\$500.00) from their Student Council so it's been...all of the sudden what started it is my kids at Tecumseh raising money with painting faces and little stuff like that and all of the sudden it started snowballing and people said 'Well, I can do this' or 'I can do this' and then all of the sudden I said 'well, I better go and open up a bank account' and I have specifically opened up one at Fifth Third. So, then I put it on Facebook and I'm using something called 'Go Fund Me'. I've got anything from five dollars (\$5.00) to one thousand (\$1,000.00), one (1) time one thousand (\$1,000.00), but people I don't even know have written my five hundred dollar (\$500.00) checks and it's been very nice thank you's and it's been great.

Brett Woolsey: We've had people as far off as Florida send money.

Chris Woolsey: But I didn't want to leave out the Student Council and the local school efforts that's really been...oh, and the School Superintendant just sent out an entire message to all of his principals asking them to share it with all of their teachers so they're going to be sharing it again with their clubs and I already had two (2) clubs contact me saying that they're in as far as raising money.

Don Williams: For the fence?

Chris Woolsey: Yeah.

Roger Emmons: Twenty seven fifty one thirty five (\$2,751.35) that we're short right now.

Don Williams: Well, twenty seven fifty one thirty five (\$2,751.35) I think Commissioner Weisheit and I both figured that out and this is...the fence is the only thing that keeps this shelter from completed.

Brett Woolsey: Right, right now their walking...

Don Williams: When do you think...your wife done left, but I was going to ask her when she thought she'd have her responses on that.

Brett Woolsey: On what part?

Don Williams: The extra money you think may be coming in. A week? Two (2) weeks?

Chris Woolsey: I can't give you a definite...

Don Williams: I'm not willing to take any money out of tax dollars, but there may be a Donation Fund, which is not tax dollars, it's like money from coal mines and things like that, it's a separate donation fund, and I don't know about the other two (2) Commissioners but we were talking about basically a little over two thousand dollars (\$2,000.00) perhaps if you get some more in we can make up the difference.

Chris Woolsey: I want to get more in I just don't know how fast.

Marlin Weisheit: But I know there's always going to be other needs out there too so if we can take out...they pay twenty five percent (25%) of it is all they're asking for us to do, I mean, I think that's just applaudable from them...

Don Williams: If we take it out of the donation fund...

Marlin Weisheit: Donation fund, I'm like you as far as tax dollars. Aaron, you don't have any available funds I don't guess in your budget but...

Chris Woolsey: Channel 14 actually called...

Roger Emmons: You guys aren't going to show up on the tape unless you come up to the mic.

Chris Woolsey: Channel 14 actually called, they wanted to come here tonight and see what was going on and I agreed with Brett, I'm like, I didn't want it to feel like...you know how that can go.

Don Williams: You should have had them come and present a check.

Chris Woolsey: Well, honestly I said why don't we wait to see what the number is and how much we need and then you can do some kind of a follow up story because then, you know, if they have another story showing that need and how much better they're doing or whatever then we might get some donations in that way too if they get the media coverage on the television.

Brett Woolsey: I think the main thing is what my wife has been concerned about and what I have been concerned about is that knowing we're going into these warmer months...

Marlin Weisheit: Yeah, it needs to be ordered now.

Brett Woolsey: It needs to be done and it needs to be done as quickly as possible. We're going to continue our fundraising efforts, I've already like I said...we're going to have this dinner dance and auction and I'd like for all of you to come.

Don Williams: That's going to be in the fall though, right?

Chris Woolsey: Well, we don't know for sure.

Brett Woolsey: Yeah, I've talked to the Parks Board, I need to get with them and talk to them about dates of when the Pavilion is available. We've got to coordinate all this and we've got volunteers that are going to help us gather gift items and auction items.

Chris Woolsey: But like you said, if that doesn't go through...all they did was giving us permission, I wanted all this done before then, you know...

Brett Woolsey: Yeah, we'd like to have it done prior to the summer.

Rick Reid: Is the dog run going to have tree out there too? That'll keep them in the shade too.

Aaron Franz: No, there aren't any trees.

Rick Reid: You know you ought to plant some trees out there too.

Marlin Weisheit: Well, they could put the sun screen up over some of the runs once it's installed, I mean a lot of shelters do that so...

Aaron Franz: Yes, they can do that for sure. And there are places for us to plant some trees out there.

Marlin Weisheit: So there will be need for extra money if you raise more than that amount so I'd like to go ahead and make the motion that we pay...we come up with the twenty seven fifty one (\$2,751.00) out of our Road Donation Fund, whatever it is, it's not tax dollars and that's something we use very sparingly, we've used it before on certain projects and this is a great project and you've went way beyond raising that kind of money, you're just...thanks for all of your help.

Chris Woolsey: It's just what you do you know.

Marlin Weisheit: That's right.

Don Williams: Is that a motion?

Marlin Weisheit: That's a motion, yeah.

Rick Reid: I'll second.

Don Williams: I have a motion and a second to go ahead and...is that a not to exceed twenty seven fifty two (\$2,752.00)?

Marlin Weisheit: Twenty seven fifty one (\$2,751.00).

Don Williams: Twenty seven fifty one (\$2,751.00)...do you want to make it not to exceed twenty seven fifty two (\$2,752.00) and round it up.

Marlin Weisheit: Yeah, not to exceed twenty seven fifty two (\$2,752.00), okay.

Todd Glass: And Mr. President?

Don Williams: Okay, if you would restate your motion and you want to...

Marlin Weisheit: I'll make a motion that we don't exceed twenty seven fifty two (\$2,752.00) out of the Road Donation Fund to go for the fencing.

Rick Reid: Second.

Todd Glass: And Mr. President is that to go to the Animal Control Charitable Fund? That is what I would recommend.

Don Williams: If that's where we're paying for the fence out of that's where it should go.

Todd Glass: Put that money in that fund is what I would suggest.

Roger Emmons: We'd just ask for a transfer.

Don Williams: Right.

Roger Emmons: Or else the invoice be split, I mean we can split an invoice to pay it separate out of Highway Donation Fund and the balance out of the Animal Control Charitable Donation.

Bobby Howard: Cause a transfer would probably have to go to Council wouldn't it?

Don Williams: What's that?

Bobby Howard: Would a transfer have to go to Council?

Roger Emmons: We may have to go to the County Council to get it transferred from Highway Donation to...

Don Williams: Why don't we just write separate checks and be done with it?

Roger Emmons: I think that's the easiest way to do it. That way you don't have to worry about the Council.

Don Williams: When they get it in you write your check, we'll write our check and it'll be paid for.

Brett Woolsey: Okay, perfect. I guess Mr. Grassman will go ahead and contact them and tell them...

Joe Grassman: I'll call them tomorrow.

Roger Emmons: We'll they haven't made a motion on it...

Don Williams: We got to make a motion and get a second here but I think I hear an agreement for the most part.

Brett Woolsey: I get ahead of myself some times.

Marlin Weisheit: I've made the motion haven't I?

Don Williams: Yes, Commissioner Weisheit did make a motion to pay not to exceed twenty seven fifty two (\$2,752.00) and do you want to second that?

Rick Reid: Yeah...

Roger Emmons: Yeah, he did that.

Don Williams: Okay, you second?

Rick Reid: Yes.

Don Williams: Okay, I have a motion by Commissioner Weisheit and a second by Commissioner Reid to take not to exceed two thousand seven hundred fifty two dollars (\$2,752.00) out of the Donation Fund to pay for the rest of the fencing for the animal compound.

Roger Emmons: It's the Highway Donation Fund.

Brett Woolsey: Thank you very much.

Chris Woolsey: Thank you.

Don Williams: I got to take a motion, we haven't got a motion yet...you got to wait a few more seconds to make it...I have a motion and a second on the floor. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0). Now you got your fence.

Roger Emmons: No, you haven't selected a contractor yet.

Bobby Howard: You haven't selected...

Don Williams: Yeah, we got to do that too. Alright...

Marlin Weisheit: And Joe, do we need to make a motion on the fence then?

Don Williams: We do, we need to on selecting Fence Brothers (Pro's) if that's who we're going to use.

Marlin Weisheit: I'll make the motion that we go ahead and award the project to Fence Brothers (Pro's) out of Cordon, Kentucky for nine thousand two hundred fifty one thirty five (\$9,251.35).

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: And Joe we'll want to make sure to work with Bobby to get the locates done out there, there's a lot of stuff buried out there.

Don Williams: I need a vote on that.

Marlin Weisheit: Aye. I'm sorry.

Don Williams: Motion carries. So we'll...and if you would when you contact them, Mr. Grassman, stress that...find out when they can do it and encourage them to do it as quickly as possible.

Joe Grassman: Will do, will do.

Don Williams: And I guess I need to ask you all, when will your check be in the fund?

Chris Woolsey: As soon as you need it, this week or...

Don Williams: Okay, and you can contact Roger and he'll help you...

Roger Emmons: I'll send you an email to let you know what to do.

Chris Woolsey: Okay.

Don Williams: Any questions just contact him.

Roger Emmons: Thank you.

Don Williams: You all are confusing me, Fenced Brothers (Pro's) Company, you made a motion to award that and you seconded that and we voted on that so we're good to go. Go ahead Joe you've got another...

Bids for "Surplus" Items Salvaged from the Lillpop Demolition

Joe Grassman: Okay, yeah, I've got a couple more things. The next item involves some of the scrap items that were produced by the destruction or demolition of the Lillpop building a couple of iron columns and an iron staircase. I sent to a number of people again, the Ellis' across the street, I hand delivered basically an invitation to bid, sent an email to Greg Mason who said he was interested, Eddie Sullivan was contacted, Chester's Iron Shop in Evansville was sent all of the information, I emailed a number of contractors in the area to see if there might be some interest there and the short of it is I got one (1) bid from Eddie Sullivan. So, I'm going to open that bid and we'll see what Eddie...Eddie I think is bidding on the Column's I think, yes, Eddie has offered a bid of one hundred twenty dollars (\$120.00) for those two (2) iron columns.

Don Williams: Okay, what's the will of the Board? Would you like to accept that bid?

Marlin Weisheit: Nobody else had any interest in them? I thought they might be some interest in them.

Joe Grassman: Well, yeah, I thought there would be some...

Don Williams: Do we know how that stacks up against what the scrap weight is?

Joe Grassman: I would guess that's pretty darn good myself.

Don Williams: I would think its pretty close.

Roger Emmons: I think so.

Marlin Weisheit: I'll make a motion to go ahead and accept the bid for one hundred twenty dollars (\$120.00). It'd save us from having to move them.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries, thank you, Gentlemen.

Joe Grassman: Well, and the stairs, they're sitting out in the salvage yard at the Highway so they can be taken off as scrap iron.

Don Williams: Or we can send it to the auction.

Joe Grassman: Or send it to an auction, either way.

Don Williams: That'd be the thing to be to start with I think.

Highway Department's "Sign Shop" Fire Renovation Quotes

Joe Grassman: My last order of business will be the bids to repair the fire damage at the Sign Shop at the Highway Department. They way this...I've been working with insurance companies, basically they said you go ahead and do it the way you want to do it, the way you normally do it and we'll honor your decision so I bid this just like I would any public work project, I got three (3) bids and I'm going to open them in no particular order the first one is from D and M Construction, they are in Chandler, Indiana.

Don Williams: Did you say D and M or DEM?

Joe Grassman: D and M. Okay, D and M's bid is twenty three thousand five hundred sixty two dollars and thirty one cents (\$23,562.31). The second bid was from Heidorn Construction. Heidorn's bid is twenty seven thousand one hundred seventy three dollars (\$27,173.00). The third and final bid is from Paul Davis Restoration. They're in Evansville, Indiana. Okay, Paul Davis Restoration total bid of twenty five thousand five hundred four dollars and twenty five cents (\$25,504.25). I just want to say we...or I did this bidding process pursuant to Indiana Code 36-1-12-5 and basically in the Code it states that the bid should be awarded to the lowest responsible and responsive bidder. All three (3) of these companies are highly regarded and very respected so I think they're very responsible and responsive and therefore I'd recommend you award it to the lowest bidder and especially in lieu of the fact the Bobby I'm sure would like to get that building back in shape and operating again.

Todd Glass: Mr. Grassman, can you tell if those bids are responsive to the bid proposal?

Joe Grassman: Well, I could go through...it would take a little time. I feel confident they are because these guys usually are...

Marlin Weisheit: D and M has worked for us before, didn't they get a bid on the Harbor House?

Joe Grassman: They did the Harbor House, exactly.

Bobby Howard: I just want to make sure they're cleaning up everything that was damaged and taking care of more issues than just the structural.

Joe Grassman: That's taken care of, not in this bid though.

Don Williams: Do you want to look at it Bobby before we approve it? If we can we can...

Rick Reid: He probably wants to get on with it...

Bobby Howard: At the same time I think this is insurance so we just have our deductible of five thousand dollars (\$5,000.00).

Roger Emmons: Yeah, we didn't have to take bids on it, it's an insurance job but Joe did it that way and that's fine.

Marlin Weisheit: I'm satisfied they'll do us a good job. They've got the low bid so...

Joe Grassman: There was a little bit of confusion to begin with because I think they all had kind of different ideas and even the adjuster came up and did some measurements and he had some information that the other guys didn't agree with so what I did I got the three (3) contractors together and we went out there and we went through every inch of that place and so all of the bid specs were all agreed upon by these guys before I even sent them out.

Don Williams: Okay, what's the Board want to do on this issue?

Marlin Weisheit: I'll make a motion to award it to D and M Construction of Chandler for twenty three thousand five sixty two thirty one (\$23,562.31) the low bidder.

Bobby Howard: And you said that doesn't include the clean up?

Joe Grassman: No, they'll...and I agree with them...they decided that that would be almost impossible to bid because first of all we didn't know exactly what you wanted to do but there's so many signs stacked together, are they going to pull everyone of those out and wash everyone of them? They didn't know, so they all knew that going in that whoever is the lowest bidder on the construction will also be the person who does the cleanup.

Bobby Howard: was that on time and material basis?

Joe Grassman: Time and materials, yes.

Bobby Howard: Did they quote a time?

Joe Grassman: No, there's no way that they could possibly guess...

Bobby Howard: They didn't give what they thought it'd be per hour to clean...?

Joe Grassman: No, we didn't even talk about that.

Bobby Howard: Okay.

Roger Emmons: Do we know if the insurance then will cover that?

Joe Grassman: It will, yes.

Rick Reid: I'll second that motion of Marlin's.

Don Williams: Okay, I have a motion and a second to award the sign building to D and M Construction for twenty three five sixty two thirty one (\$23,562.31) and then any clean up on a time and materials basis. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

Joe Grassman: That's all I had, Mr. President.

Don Williams: No, that's not quite all you had.

Joe Grassman: Oh, that's right, the...as a result of Friday's storm we have some issues. We have several pieces of slate from the roof laying on the ground, we have a tree limb, Marlin, I guess is that one of the trees on the Courthouse here? Okay, that's a safety issue that needs to be removed.

Roger Emmons: I might add that I talked to Jimmy Stahlin he's with the Chubb Insurance Group and he advised that our insurance policy does not cover tree or limb removal, only the damage caused to property, buildings from falling trees and limbs so...

Don Williams: It can't be that much to get that trimmed out of the tree though.

Roger Emmons: Right, I just wanted to point out that that will be on us to pay a tree company to get in there and do that, and it's a big limb it could really kill somebody.

Marlin Weisheit: And we're clear on the one (1) deductible per incident you think, Roger?

Roger Emmons: I sent it to Rita McConnell and asked for confirmation but she did tell me that over the phone. I know she's been very busy with all of these claims coming in and coordinating all of that so she did tell me that the five thousand (\$5,000.00) deductible is per occurrence and the May 9th storm event was the one occurrence that will cover all damaged county owned buildings. Everything that we've got insured will be covered by that one occurrence five thousand dollar (\$5,000.00) deductible.

Joe Grassman: The third item were the canopies on the west side of the Judicial Center. The one is completely gone and the other is ripped up pretty bad so...

Don Williams: Yeah, and there's one that's still good but in order to make it look right I think we need to replace them all, it's my personal opinion, I don't know how the other two (2) Commissioners feel about it.

Roger Emmons: I turned that into insurance too.

Joe Grassman: So I guess I'm asking your approval to get quotes for the roof and for the canopies.

Don Williams: Yeah, I think there's one other thing we need to get you going to work on...

Joe Grassman: Okay.

Don Williams: And that's the buildings that need repaired out at the 4-H Center.

Joe Grassman: Okay.

Don Williams: Cause we got the fair coming up in...next month.

Roger Emmons: What I've been advised by the insurance company is they will send an adjuster...

Don Williams: Right.

Roger Emmons: That will make an estimate and we are to work off of those, those estimates...

Don Williams: So as soon as those come in...

Roger Emmons: They're not saying that we need to take quotes.

Marlin Weisheit: Okay.

Don Williams: Okay.

Roger Emmons: That they're going to estimate it for us so...

Don Williams: We just got to find a company that will do it for the estimate it sounds like.

Roger Emmons: Yes.

Marlin Weisheit: Roger, were you and Joe one keep...Tim Reibold, I have his number here from the Center Board.

Roger Emmons: Yeah, I've got it here.

Marlin Weisheit: You've got it?

Marlin Weisheit: Okay, just make sure we keep him...

Roger Emmons: Mr. Stahlin has talked to Mr. Reidbold.

Marlin Weisheit: Good, good, okay...

Don Williams: You have my consensus to go ahead with the quotes.

Joe Grassman: Okay.

Don Williams: Are you okay...?

Marlin Weisheit: Yes, thanks, Joe.

Rick Reid: I think we lost our flag too didn't we?

Joe Grassman: Yes, that's correct.

Don Williams: If anybody finds the flag laying somewhere...

Rick Reid: It might be ours.

Joe Grassman: Roger was your office going to...

Roger Emmons: We've ordered a new one; it'll be in yet this week. It's only about thirty bucks (\$30.00) or something like that.

Don Williams: Anything else? If not we'll go to on to County Attorney, you're up.

Joe Grassman: That's all I have, thank you.

COUNTY ATTORNEY

Ordinance 2014-13 ~ Amendment of Warrick County Retirees' Health Insurance: 2nd & 3rd Readings

Todd Glass: Yes, Sir, Mr. President, first up is the second and third reading of Ordinance 2014-13 and briefly I'll just remind the Commissioners that's an ordinance that is updating the Warrick County Code of Ordinances, updating section 31.07 on Retiree and Retiree/Spouse Health Insurance Coverage. Doesn't make any changes, it just bring the Warrick County Code of Ordinance up to date and provide accurately what the coverage provides effective back to January 1, so that is a second and third reading from the Commissioners for today.

Don Williams: Okay, we can do that all with one motion second and third reading?

Todd Glass: Yes.

Don Williams: I'll entertain a motion to approve County Ordinance 2014-13.

Rick Reid: So moved.

Marlin Weisheit: Second.

Don Williams: Okay, a motion by Commissioner Reid, seconded by Commissioner Weisheit. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Todd Glass: Thank you, Mr. President.

ORDINANCE 2014-13
AN ORDINANCE REGARDING MEDICAL INSURANCE
FOR RETIRED COUNTY EMPLOYEES

WHEREAS, Section 31.07 of the Code of Ordinances of Warrick County, Indiana provides the qualifications and requirements for a retired employee and/or spouse of a retiree to obtain continuing health insurance under Warrick County's Health Insurance Program; and

WHEREAS, effective January 1, 2014, the County's current insurance benefit plan ("Warrick County Plan") makes spouses of retired employees ineligible for coverage under the Warrick County Plan if said spouse has coverage available to them through his or her employer; and

WHEREAS, the Board of Commissioners of Warrick County, Indiana desire to repeal or amend Subsections (J), (N), (O), (P), and (Q) of Section 31.07 of the Code of Ordinances of Warrick County for the purpose of complying with the Warrick County Plan which became effective January 1, 2014.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, as follows:

1. Section 31.07 of the Code of Ordinances of Warrick County is hereby amended as follows:
 - a. Subsection (J) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety and amended to read as follows:

“(J) In the event that the retiree dies, the surviving spouse who otherwise qualifies to receive insurance coverage with the County shall be eligible to retain health insurance benefits pursuant to this section so long as the surviving spouse does not (i) remarry or (ii) obtain employment through an employer that provides group health insurance.”
 - b. Subsection (N) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety. All subsequent subsections shall be retitled accordingly.
 - c. Subsection (O) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety and amended to read as follows:

“(N) A spouse of a retiree who otherwise is qualified for and has obtained retirement status, shall be ineligible for continued coverage under this Ordinance if, after the retiree's retirement

from the County, said spouse of a retiree obtains employment through an employer that provides group health insurance.”

- d. Subsection (P) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety and amended to read as follows:


“(O) Any retiree who shall hereafter terminate his or her insurance coverage with the County for whatever reason shall thereafter be forever ineligible to return to Warrick County’s Health Insurance Program as provided in this Section. Additionally, any spouse of a retiree who shall hereafter terminate his or her insurance coverage with the County for whatever reason including, but not limited to, obtaining group health insurance with a subsequent employer, shall thereafter be forever ineligible to return to Warrick County’s Health Insurance Program as provided in this Section.”

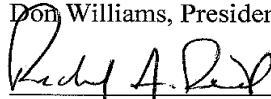
- e. Subsection (Q) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety. All subsequent subsections shall be retitled accordingly.

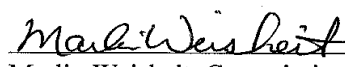
2. All other provisions of Section 31.07 of the Code of Ordinances of Warrick County shall remain in full force and effect.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF
WARRICK COUNTY, STATE OF INDIANA, THIS 12TH DAY OF
MAY, 2014.**

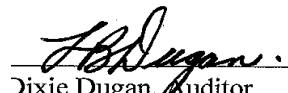
BOARD OF COMMISSIONERS OF
WARRICK COUNTY, INDIANA


Don Williams, President

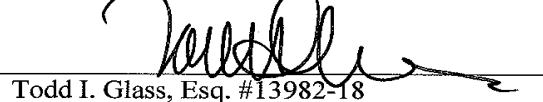

Richard A. Reid, Vice President


Marlin Weisheit, Commissioner

ATTEST:


Dixie Dugan, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:


Todd I. Glass, Esq. #13982-18
Fine & Hatfield, A Professional Corporation
520 N.W. Second Street, P.O. Box 779
Evansville, Indiana 47705-0779
County Attorney

Resolution Supporting Planned Development of Facilities by the Warrick County Solid Waste Management District

Todd Glass: Then secondly, I’ve got three (3) items, the second item is Resolution 2014...I don’t have a number on it...

Roger Emmons: That will be 2014-06.

Todd Glass: And this is a Resolution by the Board of Commissioners recognizing the negotiations that are being conducted between the Solid Waste Management District and Renewable Recourses, LLC. of Boonville. It also resolves that the Board of Commissioners believe that that is in the best interest of the county and the citizens of Warrick County and recognizing by Indiana Statute 36-9-33-3 the Board of Commissioners does have authority to pass an ordinance when the facilities are completed to direct solid waste collected in Warrick County to the facility and the commissioners indicating their intent to do so.

Don Williams: Yes.

Todd Glass: And I believe the language was acceptable to all parties involved.

Don Williams: Yep, good. Are there any questions from the Board? If not I’ll entertain a motion.

Marlin Weisheit: No, I’ll make a motion at accept or approve Resolution 2014-06.

Don Williams: Okay, I have a motion, do I have a second?

Rick Reid: Second.

Don Williams: I have a motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

**WARRICK COUNTY BOARD OF COMMISSIONERS
RESOLUTION NO. 2014- 06**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF
WARRICK COUNTY, INDIANA**

WHEREAS, on the 24th day of April, 2014, the Warrick County Solid Waste Management District ("Solid Waste District") held a public hearing to discuss its recommendation to enter into a build-operate-transfer agreement ("BOT Agreement") for the construction of a recycling, sorting, and processing facility and a waste-to-energy facility (collectively referred to as "Facilities") to be constructed on property to be leased from Warrick County on Pelzer Road in Boonville, Indiana; and

WHEREAS, the Board of Commissioners of Warrick County (hereinafter the "Board"), is aware that the Solid Waste District is currently in negotiations with Renewable Resources, LLC for the construction of said Facilities; and

WHEREAS, the Board may be a party to the Master Construction Contract for the construction of the Facilities and the Board is willing to negotiate the terms of the Board's involvement in said contract; and

WHEREAS, it is the opinion of the Board the construction of the Facilities would benefit the County by promoting the proper handling of solid waste and recyclable materials within the County, providing an expansion of the Solid Waste District's Curbside Single Stream Recycling Program, reducing the Solid Waste District's transportation costs, and may reduce the Solid Waste District's dependency on property tax revenue from the property owners of Warrick County; and

WHEREAS, in accordance with I.C. § 36-9-33-3, Warrick County has the power to issue a control flow ordinance whereby it can exclusively control the collection and disposal of solid waste within the County; however, Warrick County cannot execute said power until construction of the Facilities is completed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Warrick County, Indiana as follows:

Warrick County Commissioners Resolution 2014-06

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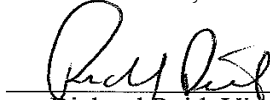
Upon completion of the Facilities described above, and pursuant to the terms of the Master Construction Contract to be negotiated and entered into by all necessary parties, the Board of Commissioners of Warrick County expressly states its intention to enact an ordinance directing that all solid waste collected within the borders of Warrick County shall be directed to the Facilities to be located on Pelzer Road, as may be permitted by Federal, State and local statutes and regulations that exist at that time.

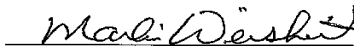
Adopted this 12TH day of MAY, 2014.

WARRICK COUNTY
BOARD OF COMMISSIONERS

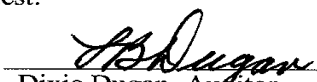
By:


Don Williams, President



Richard Reid, Vice-President


Marlin Weisheit, Member

Attest:


Dixie Dugan, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:



Todd I. Glass, Esq. #13982-18
FINE & HATFIELD, A Professional Corporation
520 N.W. Second Street, P.O. Box 779
Evansville, Indiana 47705-0779
Telephone: (812) 425-3592
County Attorney

Todd Glass: Thank you, Mr. President. And lastly I have by the recommendation by the Redevelopment Commission an agreement, an agreed judgment to file with the Warrick County Circuit Court for the appropriation of certain real estate, Mr. President this has to do with the widening project of Grimm Road, south Grimm Road adjacent to Lincoln Avenue. The Redevelopment Commission has entered into an agreement for that appropriation of real estate for the appraised value of thirty three thousand seven hundred dollars (\$33,700.00) and specifically stated improvements that Warrick County will make in the widening project, the property owners have already entered into the agreement and by recommendation Mr. Larry Taylor asking for Board approval of that agreed judgment to be signed by the Board President.

Rick Reid: So everyone has agreed to that then? The homeowners.

Todd Glass: Finally, yes.

Don Williams: That's the last property if I remember right.

Todd Glass: No, that is not the last property on Grimm Road per se.

Don Williams: How many more do we have to get?

Todd Glass: I believe one (1) more land owner.

Don Williams: Okay, what's the will of the Board on that issue? We need a vote on that, Mr. Attorney?

Todd Glass: Yes.

Marlin Weisheit: I'll make a motion to approve for our President to sign that.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Todd Glass: Thank you, Mr. President. That's all I had.

COUNTY ENGINEER/ COUNTY HIGHWAY

Don Williams: Okay, Mr. Engineer and County Highway. Which one do you want to take first?

Bobby Howard: Just all at the same time, how's that?

Don Williams: That'll be fine.

Bobby Howard: First I have Bridge 371 Change Orders five (5) and six (6). Change Order number five (5) is a days only it's additional days for completion time due to unexpected circumstances in regards to some structural steel that was corroded that was found when the deck was taken off. Also some larger deck support angles were needed due to some elevation differences that were discovered and that's an adjustment of thirty seven (37) days that would take the completion date from May 15th to June 21st and I recommend approval of Change Order number five (5).

Don Williams: Okay, do I have a motion?

Marlin Weisheit: I'll make a motion to approve Change Order number five (5).

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

Bobby Howard: Then on Change Order number six (6) we need some additional rip rap at the corners of the wing walls. The total cost is eighteen hundred forty eight dollars (\$1,848.00) of which we will only owe twenty percent (20%) of that cost so I'd recommend including it on the contract and would recommend approval.

Don Williams: Okay, what's the will of the Board?

Rick Reid: I'll make a motion for the Change Order number six (6) for their additional rip rap.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carried three (3), zero (0).

Bobby Howard: The next item I have is Supplemental Agreement number ten (10) for the Lincoln Avenue Phase three (3) project. This supplemental is due to a geotechnical evaluation that needs to be done on the roadway. We also have to do a archeological investigation for the Castle Cemetery located near the corner of Old State Road 261 and Lincoln Avenue and there is also a traffic analysis that's going to be conducted and this total not to exceed...will increase the supplemental...this supplemental increases the value by sixty five thousand seven hundred dollars (\$65,700.00). So, I would recommend approval of this supplemental number ten (10).

Don Williams: Okay, what's the will of the Board?

Rick Reid: So moved.

Marlin Weisheit: Second.

Don Williams: I have a motion and a second to approve. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Motion carries.

Bobby Howard: And the last items I have are the Recommended Paving List for Phase I and the Recommended Chip and Seal list for Phase I. The Recommended Paving List is approximately twenty one and a half miles (21½) at a total cost of one million eighty hundred twenty two thousand eight hundred ninety five dollars (\$1,822,895.00) for your approval tonight. The Chip and Seal list is a total of a little over seventeen (17) miles at five hundred seventy five thousand dollars (\$575,000.00) roughly. I believe you received copies of this before the meeting and it's...we've discussed this in the past and I don't think anything has changed since the list I gave you last week and so I'd request approval of this list.

Don Williams: Okay, what's the will of the Board?

Rick Reid: I'll make a motion to approve the list.

Marlin Weisheit: I'll second that motion.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

Bobby Howard: Thank you. That is all I have.

COUNTY SHERIFF

Don Williams: Sheriff, do you have anything?

Sheriff Kruse: No, Sir.

COMMISSIONERS ITEMS FOR DISCUSSION

Commissioner Williams: Commissioner Reid do you have anything?

Commissioner Reid: No.

Commissioner Williams: Commissioner Weisheit do you have anything?

Commissioner Weisheit: I'd just like to recognize Steve Sherwood back and welcome aboard today, looking forward to working with you.

Steve Sherwood: Thank you.

Commissioner Reid: It's going to be nice.

Commissioner Weisheit: It's good to see you here today.

Commissioner Williams: He looks a lot older than when he left. (Laughter) With that being said I have...did you have anything?

Roger Emmons: I have one last item...I know you mentioned that you thought Dallas issued a press release about out in the county the tree and limb debris to be brought to be brought to the side of the road but I couldn't find...

Commissioner Williams: No, that won't be done...the actual bring it from a County...we won't do that until next week, we're going to try to get Boonville cleaned out first. Anybody that brings it out there we're taking it.

Commissioner Weisheit: We want to let the residents know, I mean when they call in that starting...

Commissioner Williams: Yeah, you can let them know that if they want it...they can bring it in anytime if the land field is open...

Roger Emmons: To the disposal center.

Commissioner Williams: Right, and those that want it pick up will be picking up starting next Monday...

Commissioner Weisheit: We hope to next Monday.

Commissioner Williams: We hope to next Monday for a couple of weeks and they need to lay it beside the road, not in the right-of-way but...

Bobby Howard: And only the wood, no roof debris or...

Commissioner Williams: No roof, no leaves... And also it's been put out through the City and through Emergency Management tomorrow all day there will be a food container over at the parking lot over in this corner, where we tore down the building, for people who have spoiled food so if anybody calls stating interest in doing that...and there will be someone there to make sure that only spoiled food goes in it I think. The Town of Boonville will make sure someone is there from 8:00 to noon then the County will make sure that someone is there from noon to 4:00.

Roger Emmons: Okay, thank you.

Commissioner Williams: I have nothing else.

Commissioner Reid: Motion to adjourn.

Commissioner Weisheit: Second.

Commissioner Williams: Motion and a second. All in favor...we're adjourned.

DON WILLIAMS, PRESIDENT

RICHARD A. REID, VICE PRESIDENT

MARLIN WEISHEIT, MEMBER

ATTEST:

L.B. DUGAN, AUDITOR
WARRICK COUNTY, INDIANA